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February 9, 1994

VIA HAND DELIVERY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
Room 222
1919 M Street, N.W.
Washington, D.C. 20554

93-129

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FEB - 9 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Mr. Caton:

Transmitted herewith is one (1) original and four (4) copies of a Motion for Procedural Schedule and Further Extension of Time, filed on behalf of Ad Hoc Telecommunications User Committee, in Common Carrier Docket No. 93-129, In the Matter of 800 Data Base Access Tariffs and the 800 Service Management System Tariff.

If you should have any questions regarding this matter, please contact James Blaszk of this office, or the undersigned counsel at the direct line noted above.

Sincerely,

Susan H.R. Jones
Susan H.R. Jones

Enclosure

cc: Gregory J. Vogt, Room 518 (by hand delivery)
Thomas David, Room 518 (by hand delivery)

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FEB - 9 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)	
)	
800 Data Base Access Tariffs)	CC Docket No. 93-129
and the 800 Service)	
Management System Tariff)	

MOTION FOR PROCEDURAL SCHEDULE
AND
FURTHER EXTENSION OF TIME

The Ad Hoc Telecommunications Users Committee ("Ad Hoc") hereby requests that the Commission implement a revised procedural schedule specifying a date by which local exchange carriers ("LECs") must file complete direct cases in this proceeding.^{1/} In addition, Ad Hoc also seeks a further extension of the deadline for interested parties to file responsive comments in this case until thirty (30) days following the filing of the LECs' complete direct cases.^{2/}

^{1/} On July 19, 1993, the Bureau released an Order Designating Issues for Investigation, ("Designation Order"), 8 FCC Rcd. 5132 (1993), setting forth a notice and comment procedural filing guideline in paragraph 44, which required LECs to file direct cases in this matter no later than August 19, 1993. Subsequent Petitions for Waiver of those requirements filed by LECs effectively stayed that deadline.

^{2/} In light of the Bureau's January 31, 1994 Order, which denied petitions for waiver of the cost disclosure requirements specified in paragraph 29 of the Designation Order, and yet made no procedural provision for the re-filing of direct cases or the corresponding comment deadline, Ad Hoc is uncertain whether a waiver of Section 1.46 of the Commission's Rules, 47 C.F.R. § 1.46, is necessary to file this pleading less than seven days of the filing date for comments. In the event that a waiver of Section 1.46 is deemed necessary, a request is herein respectfully made.


The most recent comment deadline for this proceeding is February 15, 1994.^{3/} At the present time, however, the Commission has not revised the original, July 19, 1993, procedural schedule set forth in the Designation Order associated with this proceeding. As a result, LECs have either not filed direct cases pending the disposition of Requests for Rule Waiver of these requirements, or have filed incomplete direct cases which lack full disclosure of cost-of service studies. A revised procedural schedule is thus necessary to effectuate full compliance with the Designation Order, particularly in light of the Bureau's January 31, 1994 denial of the LEC petitions, reiterating the requirements of the Designation Order. Correspondingly, an extension to the comment deadline is necessary to allow interested parties sufficient opportunity to review the direct cases and file appropriately responsive comments.

^{3/} The July 19, 1993, Designation Order provided a comment deadline of September 20, 1993. On August 5, October 18, and November 20, 1993, and on January 3, 1994, the Tariff Division extended the due date for responsive pleadings to the direct cases.

In view of the foregoing, Ad Hoc respectfully requests that the Commission revise its implementation schedule, requiring LECs to comply with the Designation Order in a timely manner, and in turn, extend the February 15, 1994 deadline until thirty (30) days following the revised date by which LECs must file complete direct cases in this docket.

Respectfully submitted,

**AD HOC TELECOMMUNICATIONS
USERS COMMITTEE**

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February 9, 1994

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CERTIFICATE OF SERVICE

I, Jo Ann Stephens, a secretary in the law firm of Gardner, Carton & Douglas, certify that I have this 9th day of February, 1994, caused to be sent by first-class U.S. mail, postage-prepaid, a copy of the foregoing **MOTION FOR PROCEDURAL SCHEDULE AND FURTHER EXTENSION OF TIME** to the person on the attached list.


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